

REMARKS

The present application stands with claims 6 and 7 rejected as being obvious over the cited Chuah et.al patent (Chuah) in view of the cited Kallin patent (Kallin).

As amended, claim 6 requires that the mobile system must not send a message signal for a predicted time since resources at said base transceiver station are currently unavailable to process said message signal, but must send upon expiry of the predicted time a further preamble of the same acceptable strength level (emphasis added).

As amended, claim 7 correspondingly requires that the mobile station is not permitted to send a message signal for a predicted time since resources at said base transceiver station are currently unavailable to process said message signal, but must send upon expiry of the predicted time a further preamble at the same acceptable strength level (emphasis added).

Neither Chuah nor Kallin discloses or suggests at least the features emphasized by underlining in the above. It follows that the claimed invention meets the standards of 35 USC 103(a) over the cited art.

As previously discussed, the amended claims relate to the "second embodiment" mentioned on page 5 line 17 to page 6 line 3 of the present application.

Applicants' undersigned attorney thanks Examiner Hoosain for the opportunity to talk with him and discuss the present application and for his helpful suggestions and guidance.

In view of the foregoing, allowance of all the claims presently in the application and passage to issue of the subject application is respectfully requested. If the Examiner should feel that the application is not yet in a condition for allowance and that a telephone interview would be useful, he is invited to contact applicants' undersigned attorney at (973) 386-8252.

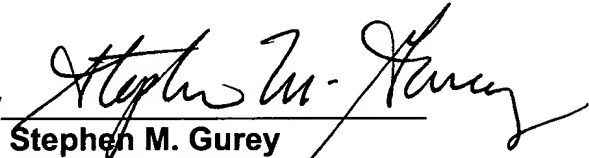
Respectfully submitted,

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